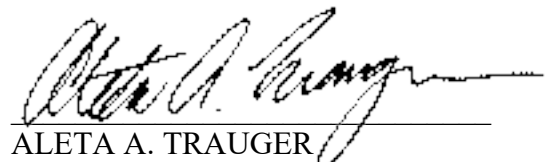


protection provisions of the Tennessee Constitution.” *McClay*, 596 S.W.3d at 696. Although a somewhat higher cap applies to a handful of “catastrophic” injuries, Tenn. Code Ann. § 29-39-102(c), none of those injuries occurred here. The court, accordingly, is unaware of any colorable legal basis for declining to apply the \$750,000 cap in this case. Heath is hereby **ORDERED** to file a notice explaining the legal basis for his position prior to **noon today**.

It is so **ORDERED**.



ALETA A. TRAUGER
United States District Judge